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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,)	No. CR 10-00824-DLJ
)	
Plaintiff,)	STIPULATION AND []
v.)	ORDER CHANGING STATUS HEARING
)	FROM DECEMBER 6, 2012, AT 9:00 A.M.
JORGE PLANCARTE,)	TO DECEMBER 11, 2012 AT 10:00 A.M.
)	AND EXCLUDING TIME FROM
Defendant.)	DECEMBER 6, 2012 TO DECEMBER 11,
)	2012

The defendant JORGE PLANCARTE, represented by Lupe Martinez, Esq., and the government, represented by Thomas A. Colthurst, Assistant United States Attorney, respectfully request that the that the December 6, 2012, status hearing for JORGE PLANCARTE be rescheduled to December 11, 2012, at 10:00 a.m., and that a time exclusion order be issued that would exclude time under the Speedy Trial Act from December 6, 2012, to December 11, 2012, to permit the parties the reasonable time necessary for effective preparation.

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1 SO STIPULATED:

2 Dated: December 5, 2012

/S/

Thomas A. Colthurst
Assistant United States Attorney

4 Dated: December 5, 2012

/S/

Lupe Martinez, Esq.
Attorney for Defendant

7 **ORDER**

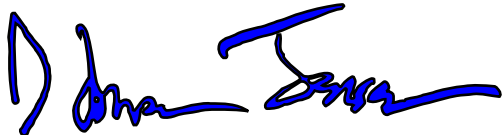
8 Based upon the stipulation of the parties, and for good cause shown, IT IS HEREBY
9 ORDERED THAT the status hearing in this case be rescheduled from December 6, 2012, at 9:00
10 a.m. to December 11, 2012 at 10:00 a.m.

11 For good cause shown, the Court further finds that failing to exclude the time between
12 December 6, 2012 and December 11, 2012, would deny counsel the reasonable time necessary
13 for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. §
14 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by excluding the time
15 between December 6, 2012 and December 11, 2012, from computation under the Speedy Trial
16 Act outweigh the best interests of the public and the defendant in a speedy trial.

17 Therefore, IT IS HEREBY FURTHER ORDERED that the time between December 6,
18 2012 and December 11, 2012, shall be excluded from computation under the Speedy Trial Act.
19 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

20 IT IS SO ORDERED.

21 DATED: FOG



THE HONORABLE D. LOWELL JENSEN
United States District Judge